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LEGISLATIVE HISTORY

Public Law 85-92
H. R. 7259

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Index and Summary of H. R. 7259

May 6, 1957	H. R. 7259 was introduced and referred to the House Committee on Agriculture.
May 22, 1957	House Agriculture Subcommittee ordered H. R. 7259 reported.
May 28, 1957	House Agriculture Committee reported H. R. 7259 without amendment. Print of bill and House Report 490.
June 3, 1957	House passed H. R. 7259 without amendment.
June 5, 1957	H. R. 7259 referred to Senate Committee on Agriculture and Forestry. Print of bill.
June 14, 1957	Senate Committee ordered H. R. 7259 reported without amendment.
June 17, 1957	Senate Committed reported without amendment. Print of bill and Senate Report 457.
June 26, 1957	Senate passed without amendment.
July 10, 1957	Approved. Public Law 85-92.

HEARINGS: House Agriculture Committee.

Index and Summary of H. R. 7529

May 6, 1957	H. R. 7529 was introduced and referred to the House Committee on Agriculture.
May 22, 1957	House Agriculture Subcommittee ordered H. R. 7529 reported.
May 28, 1957	House Agriculture Committee reported H. R. 7529 with an amendment. Title of bill and House report will.
June 3, 1957	House passed H. R. 7529 without amendment.
June 5, 1957	H. R. 7529 referred to Senate Committee on Agriculture and Forestry. Title of bill.
June 14, 1957	Senate Committee ordered H. R. 7529 reported without amendment.
June 17, 1957	Senate Committee reported without amendment. Title of bill and Senate report will.
June 20, 1957	Senate passed without amendment.
July 10, 1957	Approved. Public Law 85-95.

REMARKS: House Agriculture Committee.

Digest of Public Law 85-92

TOBACCO. Provides that beginning with the 1958 crop Virginia fire-cured tobacco, type 21, shall be treated as a separate kind of tobacco for marketing purposes (except in a referendum of growers), and beginning with the 1958 crop, the levels of price support for fire-cured, dark air-cured and Virginia sun-cured tobacco shall not exceed the higher of the levels applicable to the 1957 crop, or 90 percent of parity (the price support levels for these kinds of tobacco are now fixed at percentages of the Burley loan rate).

85TH CONGRESS
1ST SESSION

H. R. 7259

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 1957

Mr. ABBITT introduced the following bill; which was referred to the Committee on Agriculture

A BILL

Relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 301 (b) (15) of the Agricultural Adjustment
4 Act of 1938, as amended, is amended by adding the fol-
5 lowing new proviso at the end thereof: *Provided fur-*
6 *ther,* That with respect to the 1958 and subsequent crops,
7 type 21 (Virginia) fire-cured tobacco shall be treated as a
8 'kind of tobacco' for the purposes of all of the provisions of
9 this title, except that for the purposes of section 312 (c) of
10 this title, types 21, 22, and 23, fire-cured tobacco shall be
11 treated as one 'kind of tobacco'."

1 SEC. 2. Section 2 of the Act of July 28, 1945 (59 Stat.
 2 506), is amended by adding the following proviso: "*Pro-*
 3 *vided*, That, beginning with the 1958 crop, the levels of
 4 support for such kinds of tobacco shall not exceed the higher
 5 of (a) the level applicable to the 1957 crop or (b) 90 per
 6 centum of the parity price."

86TH CONGRESS
 1ST SESSION

H. R. 7259

A BILL

Relating to marketing quotas and price sup-
 ports for fire-cured, dark air-cured, and
 Virginia sun-cured tobacco.

By Mr. ABBITT

MAY 6, 1957

Referred to the Committee on Agriculture

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued May 23, 1957
For actions of May 22, 1957
85th-1st, No. 86

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HIGHLIGHTS: House sent third supplemental appropriation bill to conference. House subcommittee ordered reported bill to modify relation of supports on burley and Virginia tobacco. House passed legislative appropriation bill. Sen. Capehart inserted Secretary's Cincinnati speech. Senate passed General Government Matters appropriation bill.

HOUSE

1. APPROPRIATIONS. Conferees were appointed on H.R. 7221, the third supplemental appropriation bill for 1957. Senate conferees were appointed May 20. p. 6625
Conferees were appointed on H.R. 6871, the State-Justice appropriation bill for 1958. Senate conferees were appointed May 15. p. 6654
Passed, 278 to 93, with amendment H.R. 7599, the legislative appropriation bill for 1958. pp. 6623-25 The bill includes funds for the Government Printing Office and the Library of Congress. Following are excerpts from the committee report:
Botanic Garden. "The Committee has not included the budget item of \$587,000 for relocating greenhouses of the Botanic Garden from their present location here on Capitol Hill to the Poplar Point nursery adjacent to the South Capitol Street bridge. The estimate was submitted in pursuance of Public Law 1005 of the 84th Congress. The present greenhouses are about 75 years old and are in an extremely poor state of disrepair despite alterations, repairs, and remodeling over the years. Something probably should be done about them but the Committee is not convinced that the most desirable solution is to erect new greenhouses at the Poplar Point nursery. The general character of the National Arboretum under the Department of Agriculture, located here in the District of Columbia, is somewhat akin to the basic purposes served by these greenhouses. It is the suggestion of the Committee that the possibility of locating necessary greenhouses at the National Arboretum to replace the present dilapidated structures be fully explored. It is possible that this would be practicable and desirable, as well as economical, since it would concentrate in one place two activities somewhat related in basic character."

Congressional printing. "The result is that neither the Printing Office nor the Committee can adequately judge financial requirements in advance. For this reason, the Committee has adopted language providing that if requirements in a given fiscal year exceed the amount appropriated, the difference, can, if necessary, be charged against the subsequent year's appropriation. This will permit orderly financing arrangements pending opportunity of the Public Printer to present the full facts in the situation to the Committee."

2. TOBACCO. A subcommittee of the Agriculture Committee ordered reported to the full Committee H.R. 7259, to modify the relation of price supports on burley and Virginia tobaccos. p. D446
3. RECLAMATION. Rep. Dixon spoke in favor of the Colo. River storage project, and commended the Governors of Colo., Utah, Wyo., and N. Mex. for their statements before the Appropriations Committee in favor of the project. pp. 6657-58
Received from the Interior Department two reports certifying that an adequate soil survey has been made of lands in the Ainsworth unit, Sand Hills division, and the Farwell unit, Middle Loup division, of the Mo. River Basin project, Nebr., and that the lands to be irrigated are susceptible to irrigated crop production. p. 6673
4. ATOMIC RADIATION. Rep. Holifield announced that a special subcommittee of the Joint Committee on Atomic Energy will hold public hearings May 27 through June 12 on the problem of radioactive fallout from nuclear weapons explosions, including the effects of fallout on human beings, livestock, and agriculture, and inserted a list of the names of witnesses and a statement for the guidance of those presenting testimony. pp. 6659-64
5. ELECTRIFICATION. Rep. Evins defended TVA against criticism of a representative of the Chamber of Commerce who testified in favor of liquidating the agency. pp. 6663-74
6. EXPORT CONTROL. Both Houses received from the Commerce Department a quarterly report on export control, pursuant to the Export Control Act. pp. 6678, 6553
7. LEGISLATIVE PROGRAM. Several Reps. discussed the support, and lack of support in Congress of the two political parties for the President's legislative program. pp. 6664-68, 6674-77

SENATE

8. APPROPRIATIONS. Passed as reported H.R. 5788, the General Government matters appropriation bill for 1958, which had been reported with amendments earlier in the day (S. Rept. 371). One of the amendments provides that the cost of special features or equipment required for vehicles used in investigative, law enforcement, or intelligence duties shall not be subject to the cost limit for such vehicles. (For additional items of interest to this Department, see Digest 43.) Senate conferees were appointed. pp. 6556, 6609, 6615-17
Agreed to allow the Appropriations Committee to report appropriation bills, for the remainder of this session, during the adjournments or recesses of the Senate. p. 6563
9. HOUSING. Passed as reported H.R. 6659, the proposed Housing Act of 1957. The bill includes a provision for research on farm housing.

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued May 29, 1957
For actions of May 28, 1957
85th-1st, No. 90

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HIGHLIGHTS: House committee reported bills to modify relation of supports on burley and Virginia tobacco, and to provide stand-by authority for crop reinsurance in Puerto Rico. House subcommittee ordered reported bill to establish standards for advisory committees. House committee ordered reported Alaska Statehood bill. House received conference report on State-Justice appropriation bill. Senate debated housing bill. Rep. Becker introduced and discussed bill to increase interest rates on future REA loans. Rep. Jones, Mo., introduced and discussed bill to continue and expand cotton export program.

HOUSE

1. TOBACCO; CROP INSURANCE. The Agriculture Committee reported without amendment H.R. 7259, to modify the relation of price supports on burley and Virginia tobaccos (H. Rept. 490), and H.R. 632, ~~to authorize the FCIC to provide~~ reinsurance on any crop or plantation insurance provided in Puerto Rico by a duly authorized agency of Puerto Rico (H. Rept. 491). p. 6988
2. ADVISORY COMMITTEES. A subcommittee of the Government Operations Committee ordered reported with amendment to the full Committee H.R. 7390, to amend the Administrative Expense Act of 1946 so as to set up certain standards for the use of advisory committees. p. D465
3. STATEHOOD. The Interior and Insular Affairs Committee ordered reported with amendment H.R. 50 (a clean bill will be introduced), to provide statehood for Alaska. p. D465
4. FORESTRY. Both Houses received from the Interior Department a proposed bill to amend the act of May 4, 1956, relating to the establishment of public recreational facilities in Alaska; to H. and S. Interior and Insular Affairs Committees. pp. 6988, 6992

The Agriculture Committee ordered reported without amendment S. 44, to authorize the exchange of certain lands in the Apache National Forest, N. Mex., for other lands of private citizens. p. D465

The Interior and Insular Affairs Committee ordered reported without amendment H.R. 4635, to provide for settlement and entry of public lands in Alaska containing coal, oil, or gas under Sec. 10 of the act of May 14, 1898. p. D465

5. PERSONNEL; CLAIMS. The Judiciary Committee recommitted to a subcommittee for further consideration H.R. 6681, to provide for the defense of suits against Federal employees arising out of their operation of motor vehicles in the scope of their employment. p. D466

Rep. McCormack expressed his concern over the "constantly growing loss of scientists and technicians working in Government laboratories" and inserted a magazine article, "Manpower Crisis in Federal Labs - Low Government Salaries Tempt Scientists to Take Industrial Jobs, Discourage New Science Graduates From Entering Federal Service." pp. 6985-87

6. APPROPRIATIONS. Received the conference report on H.R. 6871, the State, Justice and Judiciary appropriation bill for 1958 (Rept. 492). pp. 6958-59, 6988

Continued debate on H.R. 7665, the Defense Department appropriation bill for 1958. pp. 6960-82, 6984-85

7. FARM LOANS. Both Houses received from GAO an audit report on the Farm Credit Administration for 1956. pp. 6988, 6991

8. ATOMIC ENERGY. Received from the State Department a proposed bill to provide for the appointment of representatives of the U.S. in the organs of the International Atomic Energy Agency and to make other provisions with respect to the participation of the U.S. in that Agency; to Joint Committee on Atomic Energy. p. 6988

9. ORGANIZATION. Received a private petition urging congressional support of the Hoover Commission recommendations. p. 6989

SENATE

10. HOUSING. Continued debate on H.R. 6659, the housing bill (pp. 7004, 7019, 7022-3, 7026-30, 7032-69, 7077).

11. TRANSPORTATION. The Interstate and Foreign Commerce Committee reported without amendment S. 695, to authorize the compilation of laws dealing with carriers subject to the Interstate Commerce Act (S. Rept. 384). p. 6992

12. TAX AMORTIZATION. Sen. Goldwater inserted an article listing the Ore. firms who have received rapid tax writeoff certificates since 1950. p. 6993

Sens. Humphrey, Morse, and Capehart discussed tax amortization certificates. pp. 7066-9, 7069-72, 7074-6

13. FLOOD CONTROL. Sen. Johnson inserted an article showing the damage wrought by floods in Texas recently. p. 6994

Sen. Kuchel and other Senators urged additional funds for flood control projects. pp. 6995-7

14. ST. LAWRENCE SEAWAY. Sen. Humphrey inserted an article on the growing interest of shipping firms in Great Lakes trade. pp. 6999-7001

VIRGINIA TOBACCO

MAY 28, 1957.—Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

Mr. COOLEY, from the Committee on Agriculture, submitted the following

R E P O R T

[To accompany H. R. 7259]

The Committee on Agriculture, to whom was referred the bill (H. R. 7259) relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco, having considered the same, report favorably thereon without amendment and recommend that the bill do pass.

The bill amends section 301 (b) (15) of the Agricultural Adjustment Act of 1938, as amended, to provide that beginning with the 1958 crop, Virginia fire-cured tobacco, type 21, shall be treated as a "kind" of tobacco for all provisions of title III of the act with the exception of section 312 (c) which provides for treating all fire-cured types 21, 22 and 23 as one "kind" of tobacco in a referendum of growers.

Marketing quotas for the 1958 and subsequent crops of Virginia fire-cured tobacco, type 21, would be determined and proclaimed on the basis of its own supply and demand situation separately from the other fire-cured types. Growers would approve or disapprove the marketing quotas for fire-cured tobacco as a "kind" of tobacco in a combined referendum. As such, two-thirds of all fire-cured growers voting in a referendum must favor marketing quotas before acreage allotments and price supports on any fire-cured tobacco would be effective.

Section 2 of the bill amends section 2 of the act of July 28, 1945, Public Law 163, to provide that beginning with the 1958 crop the levels of support for fire-cured, dark air-cured and Virginia sun-cured tobaccos shall not be higher than the level applicable to the 1957 crop or 90 percent of parity. This eliminates any further increase in support levels for fire-cured, dark air-cured, and Virginia sun-cured tobaccos arising out of increases in the 10-year moving average price of burley tobacco. Further increase in support levels of these tobaccos

would be made whenever 90 percent of the parity price exceeded the 1957 support level. This would be consistent with the modernized parity concept.

Parity for Virginia fire-cured, type 21, will be computed separately. Other fire-cured tobacco, types 22 and 23, will be combined in one parity. Beginning with the 1958 crop and subsequent years, support levels for Virginia fire-cured, type 21, fire-cured types 22-23, dark air-cured types 35-36, and Virginia sun-cured, type 37, will be (1) the 1957 level or (2) the percentage of burley provided in Public Law 163 if lower but in no event less than 90 percent of their own parity. Support levels for 1957 based on a percentage of the burley rate and 90 percent of parity for these tobaccos are compared below.

Kind or type	Support level as percent of 1957 burley rate ¹	90 percent or parity ²
	<i>Cents per pound</i>	<i>Cents per pound</i>
Virginia fire-cured, type 21.....	38.6	34.9
Fire-cured, types 22-23.....	38.6	34.6
Dark air-cured, types 35-36.....	34.3	29.9
Virginia sun-cured, type 37.....	34.3	32.0

¹ 75 percent of burley rate for fire-cured tobacco, types 21, 22, 23; 66 $\frac{2}{3}$ percent of burley rate for dark air-cured, types 35-36, and Virginia sun-cured, type 37.

² According to April 1957 parity index.

DEPARTMENTAL APPROVAL

Following is letter from Department of Agriculture recommending approval of this measure:

DEPARTMENT OF AGRICULTURE,
Washington, D. C., May 22, 1957.

Hon. HAROLD D. COOLEY,
Committee on Agriculture,
House of Representatives.

DEAR CONGRESSMAN COOLEY: This is in reply to your request of May 9, 1957, for a report on H. R. 7259, a bill to amend section 301 of the Agricultural Adjustment Act of 1938, as amended, so as to make Virginia fire-cured tobacco, type 21, a separate kind of tobacco except for referendum purposes and to amend the act of July 28, 1945 (Public Law 163, 79th Cong., 59 Stat. 506), so as to provide that price support levels for fire-cured, dark air-cured, and sun-cured tobacco shall not be increased above the level prevailing for the 1957 crop by reason of provisions of Public Law 163 which "tie" the support levels for these tobaccos to the burley support level.

As we understand it, this bill is intended to supersede and replace H. R. 5002 upon which we reported March 29, 1957. As we indicated in that report, the separation of Virginia fire-cured tobacco from other fire-cured types for marketing quota purposes, while undesirable from an administrative standpoint, poses no significant administrative problem. The change incorporated in H. R. 7259 under which the separation would not be applicable for referendum purposes is a desirable one. Section 2 of H. R. 5002 provided for reduction of the support level for Virginia fire-cured tobacco to 90 percent of parity rather than a percentage of the burley support level. We indicated in our letter

of March 29 that we would consider this a desirable corrective measure provided it was made applicable to other types of fire-cured, dark air-cured and sun-cured tobacco. H. R. 7259 does not provide for this same degree of correction in that the 1957 support level is above 90 percent of parity, with the result that the prospects of placing the dark tobacco support program on a sound basis and of maintaining the export market for these kinds of tobacco will be reduced.

Although we believe that establishing the support level for these kinds of tobacco as a percentage of the burley support level is inherently inconsistent with the modernized parity concept, this bill provides a partial correction in that the possibility of further increases in the support levels because of unrelated supply and demand factors and market conditions is eliminated. Accordingly, the Department would favor passage of the bill.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE, *Acting Secretary.*

CHANGES IN EXISTING LAW

In compliance with clause 3 of rule XIII of the Rules of the House of Representatives, changes in existing law made by the bill are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in *italic*, and existing law in which no change is proposed is shown in roman):

AGRICULTURAL ADJUSTMENT ACT OF 1938, AS AMENDED

* * * * *

SEC. 301. (a) GENERAL DEFINITIONS * * *

(b) DEFINITIONS APPLICABLE TO ONE OR MORE COMMODITIES.— For purposes of this title— * * *

(15) "Tobacco" means each one of the kinds of tobacco listed below comprising the types specified as classified in Service and Regulatory Announcement Numbered 118 of the Bureau of Agricultural Economics of the Department:

- Flue-cured tobacco, comprising types 11, 12, 13, and 14;
- Fire-cured tobacco, comprising types 21, 22, 23, and 24;
- Dark air-cured tobacco, comprising types 35 and 36;
- Virginia sun-cured tobacco, comprising type 37;
- Burley tobacco, comprising type 31;
- Maryland tobacco, comprising type 32;
- Cigar-filler and cigar-binder tobacco, comprising types 42, 43, 44, 45, 46, 51, 52, 53, 54, and 55;
- Cigar-filler tobacco, comprising type 41.

The provisions of this title shall apply to each of such kinds of tobacco severally: *Provided*, That any one or more of the types comprising any such kind of tobacco shall be treated as a "kind of tobacco" for the purposes of this Act if the Secretary finds there is a difference in supply and demand conditions as among such types of tobacco which results in a difference in the adjustments needed in the marketings thereof in order to maintain supplies in line with demand: *Provided further*, That with respect to the 1958 and subsequent crops, type 21

(Virginia) fire-cured tobacco shall be treated as a "kind of tobacco" for the purposes of all of the provisions of this title, except that for the purposes of section 312 (c) of this title, types 21, 22, and 23, fire-cured tobacco shall be treated as one "kind of tobacco".

ACT OF JULY 28, 1945

* * * * *

SEC. Notwithstanding any other provision of law, the Commodity Credit Corporation is authorized and directed, beginning with the 1945 crop, to make available upon any crop of fire-cured, dark air-cured and Virginia sun-cured tobacco, if producers have not disapproved marketing quotas for such tobacco for the marketing year beginning with the calendar year in which such crop is harvested, loans or other price support at, in the case of fire-cured tobacco, 75 per centum of the loan rate for burley tobacco for the corresponding crop and, in the case of dark air-cured and Virginia sun-cured tobacco at 66 $\frac{2}{3}$ per centum of such burley tobacco loan rate: *Provided, That, beginning with the 1958 crop, the levels of support for such kinds of tobacco shall not exceed the higher of (a) the level applicable to the 1957 crop or (b) 90 per centum of the parity price.*



Union Calendar No. 164

85TH CONGRESS
1ST SESSION

H. R. 7259

[Report No. 490]

IN THE HOUSE OF REPRESENTATIVES

MAY 6, 1957

Mr. ABBITT introduced the following bill; which was referred to the Committee on Agriculture

MAY 28, 1957

Committed to the Committee of the Whole House on the State of the Union and ordered to be printed

A BILL

Relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 301 (b) (15) of the Agricultural Adjustment
4 Act of 1938, as amended, is amended by adding the follow-
5 ing new proviso at the end thereof: "*Provided further,*
6 That with respect to the 1958 and subsequent crops, type 21
7 (Virginia) fire-cured tobacco shall be treated as a 'kind
8 of tobacco' for the purposes of all of the provisions of
9 this title, except that for the purposes of section 312 (c) of
10 this title, types 21, 22, and 23, fire-cured tobacco shall be
11 treated as one 'kind of tobacco'."

1 SEC. 2. Section 2 of the Act of July 28, 1945 (59 Stat.
 2 506), is amended by adding the following proviso: "*Pro-*
 3 *vided*, That, beginning with the 1958 crop, the levels of
 4 support for such kinds of tobacco shall not exceed the higher
 5 of (a) the level applicable to the 1957 crop or (b) 90 per
 6 centum of the parity price."

Union Calendar No. 164

85TH CONGRESS
 1ST SESSION

H. R. 7259

[Report No. 490]

A BILL

Relating to marketing quotas and price sup-
 ports for fire-cured, dark air-cured, and
 Virginia sun-cured tobacco.

By Mr. ABBITT

MAY 6, 1957

Referred to the Committee on Agriculture

MAY 28, 1957

Committed to the Committee of the Whole House on
 the State of the Union and ordered to be printed

House - June 3

17. LEGISLATIVE PROGRAM. Sen. Mansfield announced the clearance of certain bills to be taken up on Wed. or soon thereafter (pp. 7351-2). Among them were the following: S. 1791, to extend the Reorganization Act until 1961; S. 1536, to transfer to the National Archives any records not in current use over 50 years old; and S. 434, to provide for stating budget and other appropriation estimates on an accrued expenditures basis.

18. ADJOURNED until Wed., June 5. p. 7352

HOUSE

19. FOREIGN TRADE; SURPLUS DISPOSAL. Began debate on H.R. 6974, to extend the Agricultural Trade Development and Assistance Act of 1954 (Public Law 480) for one year, to increase the authorization under Title I from \$3 billion to \$4 billion, and to authorize \$300 million additional under Title II for famine relief. pp. 7364-76

20. TOBACCO; CROP INSURANCE. Passed without amendment H.R. 7259, to modify the relation of price supports on burley and Virginia tobacco, and H.R. 632, to authorize the FCIC to provide reinsurance on any crop or plantation insurance provided in Puerto Rico by a duly authorized agency of Puerto Rico. p. 7360

21. FARM PROGRAM. Rep. Hill commended the Secretary's statement of May 16, 1957, before the House Agriculture Committee relative to a long-range farm program, and inserted the text of the statement. pp. 7380-83

Rep. Poage criticized the position of this Department on the cotton program, as well as a recent magazine editorial, "The Royal Nonesuch," relating to the cotton situation, and stated that the Department "either does not know or does not care much about cotton or cotton producers." pp. 7377-8

22. ELECTRIFICATION. Rep. Marshall criticized proposals to raise the interest rates on REA loans, and stated that if such rates were raised to 3½ percent it would make many of the existing and proposed projects of the rural electrification and rural telephone cooperatives infeasible. pp. 7378-79

Rep. Green inserted an Ore. Legislature memorial requesting the President to reconsider and to deny or substantially reduce the fast tax writeoff granted to the Idaho Power Co. for construction of dams on the Snake River. pp. 7376-77

23. FLOOD CONTROL. Rep. Edmondson urged the passage of flood disaster measures for the relief of flood victims, particularly farmers, in the Southwest. p. 7355

24. WOOL TEXTILES. Rep. Rogers urged restrictions on the importation of woolen textiles. p. 7355

25. MEATS. Passed over, at the request of Rep. Weaver, H.R. 7244, to amend the Packers and Stockyards Act of 1921 so as to permit deductions for a self-help meat-promotion program. pp. 7358-59

26. FORESTRY. Passed over, at the request of Rep. Cunningham, S. 469, to authorize the U.S. to defray the cost of assisting the Klamath Indians to prepare for termination of Federal supervision and to defer sales of tribal property, including timberlands. p. 7356

Both Houses received from Interior a proposed bill to provide for the leasing of oil and gas deposits in lands beneath inland navigable waters in Alaska; to Interior and Insular Affairs Committees. pp. 7283, 7394

A subcommittee of the Interior and Insular Affairs Committee ordered reported H.R. 7522, to authorize the extension of rights to certain individuals to remove timber from national forest lands. p. D480

Received a Tex. Legislature memorial proposing an amendment to the Constitution granting the power to the several States the right to conserve and regulate the exploration, production, and distribution of their petroleum products, water, sulfur, and all other minerals and natural resources. p. 7396

27. FOREIGN TRADE. Rep. Bailey criticized the Departments of State and Commerce for submitting unfavorable reports on proposed legislation to authorize the Tariff Commission to establish import quotas and to adjust import duties under certain conditions when there is injury to a domestic industry. pp. 7383-88
28. RECORDS. Passed without amendment H.R. 5110, to direct the transfer to the National Archives of any records of any Federal agency that are more than 50 years old and are not needed to conduct current business of the agency. p. 7359
29. POSTAL RATES. The Post Office and Civil Service Committee reported with amendment H.R. 5836, to readjust postal rates and to establish a congressional policy for the determination of postal rates (H. Rept. 524). p. 7394
30. TAXATION. As reported by the Ways and Means Committee on May 24 (H. Rept. 481), H.R. 7125 (the proposed Excise Tax Technical Changes Act of 1957) includes provisions as follows: To make effective the relief from tax intended by present law in the case of automotive parts or accessories used or resold for use as repair or replacement parts for farm equipment, the bill provides for sale of such parts on a tax-free basis, under certain conditions, when they are to be used or resold for use for such purposes. Clarifies the definitions of manufacturer of, and dealer in, tobacco materials, and requires that associations of tobacco growers keep certain records in order to indicate their bona fide nature. Imposes a time limit (until Sept. 30, 1961) for refund claims in connection with sugar inventories.

ITEMS IN APPENDIX

31. FLOOD RELIEF. Sen. Monroney inserted a statement he had prepared summarizing the damage caused by floods and tornadoes in the Southwest. pp. A4231-3
32. INFLATION. Sen. Robertson inserted an editorial, "Trend of the Economy--Danger: Inflation Fog Ahead." p. A4233
Sen. Thurmond inserted an editorial summarizing a five-point program advanced by Sen. Talmadge "by which inflation and high taxes can be stopped." p. A4242
33. FOREIGN AID. Sen. Talmadge inserted an editorial questioning "perpetual foreign aid." pp. A4234-5
34. FARM INCOME; FAMILY FARM. Sen. Thye stated that "if this Nation should ever be so unfortunate as to lose the family farms and become solely dependent on corporate types of farming, I think we would see disappear the blessing of abundant supplies of food and fibers which American consumers have always had," and inserted two editorials on this subject. pp. A4239-41

that it limits the amount that can be checked off, although nobody can be forced to contribute.

This bill would not require a checkoff of any individual who objects to it. Neither does it require any marketing agency to make any checkoff at all unless it wants to. The bill leaves it entirely to the institution that is making the checkoff. The institutions can refuse to make any checkoff at all. The institutions can decide whether they consider the promotion agency worthwhile or not. The producer can decide for himself whether he wants his money so used. In fact unless this bill is passed we will have slammed the door in the face of a group of producers who ask only the opportunity to help themselves—the one and only group of producers who are now denied that right.

Mr. BYRNES of Wisconsin. Mr. Speaker, I demand the regular order.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. WEAVER. Mr. Speaker, in view of the fact that a rule has been requested, I ask unanimous consent that this bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Nebraska?

There was no objection.

REPEALING SECTION 1157 OF TITLE 18 OF THE UNITED STATES CODE

The Clerk called the bill (H. R. 3836) to repeal section 1157 of title 18 of the United States Code, as amended.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That section 1157 of title 18 of the United States Code, as amended, is repealed.

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

AMENDING ACT OF AUGUST 24, 1912, AS AMENDED

The Clerk called the bill (H. R. 3837) to amend the act of August 24, 1912, as amended, with reference to educational leave to employees of the Bureau of Indian Affairs.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the proviso of the act of August 24, 1912 (37 Stat. 519, 25 U. S. C. 275), as amended by the act of August 24, 1922 (42 Stat. 829, 25 U. S. C. 275), and by the act of May 8, 1928 (45 Stat. 493, 25 U. S. C. 275), is hereby amended to read: "Provided, That hereafter teachers and other employees who give instruction in schools operated by the Bureau of Indian Affairs may be allowed, in addition to annual leave, educational leave not to exceed 30 workdays per calendar year, or 60 workdays in every alternate year, for attendance at educational gatherings, conventions, institutions, or training schools, if the interest of the Government requires, under such regulations as the Secretary of the Interior may prescribe; and no additional salary or expense on account of such leave of absence shall be incurred."

With the following committee amendment:

Page 1, line 7, strike out "and other employees who give instruction."

The committee amendment was agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

TRANSFER OF COYOTE VALLEY INDIAN RANCHERIA

The Clerk called the bill (H. R. 6692) to authorize the transfer of the Coyote Valley Indian Rancheria to the Secretary of the Army, and for other purposes.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the following described land which was acquired by the United States pursuant to the acts of June 21, 1906 (34 Stat. 325, 333), and April 30, 1908 (35 Stat. 70, 76), for the use of landless Indians in California, together with the improvements thereon, is hereby transferred from the Secretary of the Interior to the Secretary of the Army for use in connection with the Coyote Valley Dam:

All that certain lot, piece or parcel of land, situate, lying and being in the County of Mendocino, State of California, and bounded and particularly described as follows, to wit: That portion of lot numbered 149 of the Yoyako Rancho, described as follows: Beginning at the northwest corner of lot 149 of the Yoyako Rancho, said point being in the center of channel of the East Fork of the Russian River; thence south along the west line of said lot 32.69/100 chains; thence east 28 chains; thence north and parallel with the west line of said lot 149 38.49/100 chains to the center of the county road leading from Ukiah to Lake County; thence south 56 degrees west 1.44/100 chains; thence south 86 degrees west 1.14/100 chains; thence north 83 degrees west 3.79/100 chains to a point in the center of said road; thence north, and leaving said road 2.12/100 chains to the center of the channel of the East Fork of Russian River; thence westerly through the center of the channel of said East Fork of Russian River to the point of beginning, lying in the northwest corner of said lot 149 of the Yoyako Rancho, containing approximately 100 acres.

The appraised value of such land and improvements, which is hereby determined to be \$54,000, shall be transferred from the appropriation available to the Corps of Engineers for the construction of the Coyote Valley Dam to the Secretary of the Interior for distribution among the Indians who have assignments on the land. Such sum shall be distributed by paying to each assignee the appraised value of the land assigned to him and the appraised value of the improvements thereon. The remainder of the sum, representing the value of the unassigned portion of the land, shall be distributed equally among the assignees.

SEC. 2. All reimbursable indebtedness charged by the United States against the land described above or the improvements thereon is hereby canceled.

With the following committee amendments:

Page 1, line 9, following the words "Coyote Valley Dam" add "of the Russian River Basin project, California."

Page 2, line 23, following the words "Coyote Valley Dam" add "of the Russian River Basin project, California."

Page 3, line 5, add a new sentence reading: "The payment or distribution of the proceeds from any sale or condemnation pursuant to this act shall not be subject to any lien, except for debts owed to the United States or to Indian organizations indebted to the United States, and shall not be taxable."

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

FEDERAL PROPERTY AND ADMINISTRATIVE SERVICES ACT

The Clerk called the bill (H. R. 5110) to amend the Federal Property and Administrative Services Act of 1949, as amended, and for other purposes.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Federal Property and Administrative Services Act of 1949, as amended, is hereby further amended as follows:

By designating paragraphs (2) and (3) of subsection (a) of section 507 as paragraphs (3) and (4) and adding a new paragraph (2) to read as follows:

"(2) to direct and effect the transfer to the National Archives of the United States of any records of any Federal agency that have been in existence for more than 50 years and that are determined by the Archivist to have sufficient historical or other value to warrant their continued preservation by the United States Government, unless the head of the agency which has custody of them shall certify in writing to the Administrator that they must be retained in his custody for use in the conduct of the regular current business of the said agency."

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

FOUR HUNDREDTH ANNIVERSARY OF SETTLEMENT IN FLORIDA

The Clerk called the resolution (H. Con. Res. 117) to commemorate the quadricentennial anniversary of the establishment of the first settlement in Florida.

There being no objection, the Clerk read the resolution, as follows:

Whereas August 15, 1959, will mark the 400th anniversary of the first recorded attempt to establish a European settlement in what is now the continental United States; and

Whereas, on August 15, 1559, Don Tristan de Luna landed his Spanish colonists in Florida at Pensacola; and

Whereas the city of Pensacola now commemorates annually the Fiesta of Five Flags in observance and celebration of this anniversary, which has gained national and international recognition; and

Whereas this occasion reestablishes and emphasizes the ties of friendship and heritage between the nations of the Western Hemisphere: Therefore be it

Resolved by the House of Representatives (the Senate concurring), That the Congress of the United States joins the people of Florida in commemorating the quadricentennial anniversary of the first attempt to found a European settlement in Florida at Pensacola.

SEC. 2. A copy of this resolution, suitably engrossed and duly authenticated, shall be

transmitted to the governor of Florida, the Mayor of Pensacola, and the Fiesta of Five Flags Association, Pensacola, Fla.

The resolution was agreed to.

A motion to reconsider was laid on the table.

AMENDING SECTION 20b OF THE INTERSTATE COMMERCE ACT

The Clerk called the bill (H. R. 3775) to amend section 20b of the Interstate Commerce Act in order to require the Interstate Commerce Commission to consider, in stock modification plans, the assents of controlled or controlling stockholders, and for other purposes.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That paragraph (2) of section 20b of the Interstate Commerce Act, as amended (49 U. S. C. 20b (2)), is amended by striking out the fifth and sixth sentences and inserting in lieu thereof the following: "The Commission shall have the power to make such general rules and regulations and such special requirements in any particular case in respect of the solicitation of assents, opposition, assurances of assent, acceptance, approval, or disapproval of such holders (whether such solicitation is made before or after approval of the proposed alteration or modification by the Commission), as it shall deem necessary or desirable; and no solicitation shall be made, and no letter, circular, advertisement, or other communication, or financial or statistical statement, or summary thereof, shall be used in any such solicitation, in contravention of such rules, regulations, or special requirements. The Commission may direct that the assents (and any revocations thereof) of such holders to the proposed alteration or modification shall be addressed to a bank or trust company, approved by it, which is incorporated under the laws of the United States or any State thereof, and which has a capital and surplus of at least \$2 million, and is a member of the Federal Reserve System. Any bank or trust company so approved shall certify to the Commission the result of such submission and the Commission may, in its discretion, rely upon such certification as conclusive evidence in determining the result of such submission. If the Commission shall find that as a result of such submission the proposed alteration or modification has been assented to by the holders of at least 75 per centum of the aggregate principal amount or number of shares outstanding of each class of securities affected thereby (or as to any class (i) where 75 percent thereof is held by fewer than 25 holders, or (ii) which is entitled to vote for the election of directors of the carrier and the assents of the holders of 25 percent or more thereof are determined by the Commission to be within the control of the carrier or of any person or persons controlling the carrier, such larger percentage, if any, as the Commission may determine to be just and reasonable and in the public interest), the Commission shall enter an order approving and authorizing the proposed alteration or modification upon the terms and conditions and with the amendments, if any, so determined to be just and reasonable."

Sec. 2. Paragraph (3) of section 20b of the Interstate Commerce Act, as amended (49 U. S. C., sec. 20b (3)), is amended by striking out the last sentence and inserting in lieu thereof the following: "For the purposes of this section a security (other than a security entitled to vote for the election of directors of the carrier) or an evidence of indebtedness shall not be deemed to be outstanding if, in the determination of the Commission, the assent of the holder thereof

to any proposed alteration or modification is within the control of the carrier or of any person or persons controlling the carrier. The Commission shall, for the purposes of this section, divide the securities to be affected by any proposed alteration of modification into such classes as it shall determine to be just and reasonable."

Sec. 3. The amendments made by this act shall take effect on the first day of the fourth month following the month in which this act is enacted.

With the following committee amendments:

Page 3, line 10, strike out "any" and insert "any,".

Page 3, line 11, strike out "reasonable," and insert "'reasonable.'"

The committee amendments were agreed to.

The bill was ordered to be engrossed and read a third time, was read the third time, and passed, and a motion to reconsider was laid on the table.

VIRGINIA TOBACCO

The Clerk called the bill (H. R. 7259) relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That section 301 (b) (15) of the Agricultural Adjustment Act of 1938, as amended, is amended by adding the following new proviso at the end thereof: "Provided further, That with respect to the 1958 and subsequent crops, type 21 (Virginia) fire-cured tobacco shall be treated as a 'kind of tobacco' for the purposes of all of the provisions of this title, except that for the purposes of section 312 (c) of this title, types 21, 22, and 23, fire-cured tobacco shall be treated as one 'kind of tobacco'."

Sec. 2. Section 2 of the act of July 28, 1945 (59 Stat. 506), is amended by adding the following proviso: "Provided, That, beginning with the 1958 crop, the levels of support for such kinds of tobacco shall not exceed the higher of (a) the level applicable to the 1957 crop or (b) 90 percent of the parity price."

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

REINSURANCE OF PUERTO RICAN COFFEE CROP INSURANCE

The Clerk called the bill (H. R. 632) to amend the Federal Crop Insurance Act, as amended.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That section 508 of the Federal Crop Insurance Act, as amended (7 U. S. C. 1508), is amended by adding a new subsection (f) to read as follows:

"(f) Notwithstanding any other provision of this title, the corporation is hereby authorized, under such terms and conditions as it deems consistent with sound reinsurance principles, to provide reinsurance on any crop or plantation insurance provided in Puerto Rico by a duly authorized agency of the Commonwealth of Puerto Rico: *Provided*, That, no application for reinsurance authorized herein shall be approved, unless the corporation shall have determined that the reinsurance deemed necessary is not available from recognized private sources at reasonable cost."

The bill was ordered to be engrossed and read a third time, was read the third time and passed, and a motion to reconsider was laid on the table.

The SPEAKER. That concludes the call of the Consent Calendar.

PRIVATE CALENDAR

The SPEAKER. This is the day set aside for the call of the Private Calendar. The Clerk will call the first bill on the Private Calendar.

MRS. ELISE T. KIRK

The Clerk called the bill (H. R. 1412) for the relief of Mrs. Elise T. Kirk.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. AVERY and Mr. VAN PELT objected, and, under the rule, the bill was recommitted to the Committee on the Judiciary.

PETER V. BOSCH

The Clerk called the bill (S. 189) for the relief of Peter V. Bosch.

There being no objection, the Clerk read the bill, as follows:

Be it enacted, etc., That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Peter V. Bosch, of Rugby, N. Dak., the sum of \$175, representing the value of his Holstein cow which died shortly after and as a result of injuries sustained by her while undergoing an examination for disease conducted by representatives of the Disease Eradication Branch of the Agricultural Research Service of the Department of Agriculture on May 6, 1955: *Provided*, That no part of the amount appropriated in this act in excess of 10 percent thereof shall be paid or delivered to or received by any agent or attorney on account of services rendered in connection with this claim, and the same shall be unlawful, any contract to the contrary notwithstanding. Any person violating the provisions of this act shall be deemed guilty of a misdemeanor and upon conviction thereof shall be fined in any sum not exceeding \$1,000.

The SPEAKER. Is there objection to the present consideration of the bill?

Mr. AVERY. Mr. Speaker, I ask unanimous consent that this bill be passed over without prejudice.

The SPEAKER. Is there objection to the request of the gentleman from Kansas?

There was no objection.

MRS. RHEA SILVERS

The Clerk called the bill (H. R. 2070) for the relief of Mrs. Rhea Silvers.

There being no objection, the Clerk read the bill as follows:

Be it enacted, etc., That the Secretary of the Treasury is authorized and directed to pay, out of any money in the Treasury not otherwise appropriated, to Mrs. Rhea Silvers, Baltimore, Md., the sum of \$105.40. The payment of such sum shall be in full settlement of all claims of Mrs. Rhea Silvers against the United States for reimbursement of the amount which her late husband, Jacques Silvers (serial number 37050836), was required to refund to the United States because he received such amount while he was an alien enlisted man in the Army of the United States from January 24, 1941, to May 23, 1941:

85TH CONGRESS
1ST SESSION

H. R. 7259

IN THE SENATE OF THE UNITED STATES

JUNE 5, 1957

Read twice and referred to the Committee on Agriculture and Forestry

AN ACT

Relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 301 (b) (15) of the Agricultural Adjustment
4 Act of 1938, as amended, is amended by adding the follow-
5 ing new proviso at the end thereof: "*Provided further,*
6 That with respect to the 1958 and subsequent crops, type 21
7 (Virginia) fire-cured tobacco shall be treated as a 'kind
8 of tobacco' for the purposes of all of the provisions of
9 this title, except that for the purposes of section 312 (c) of
10 this title, types 21, 22, and 23, fire-cured tobacco shall be
11 treated as one 'kind of tobacco'."

1 SEC. 2. Section 2 of the Act of July 28, 1945 (59 Stat.
2 506), is amended by adding the following proviso: "*Pro-*
3 *vided*, That, beginning with the 1958 crop, the levels of
4 support for such kinds of tobacco shall not exceed the higher
5 of (a) the level applicable to the 1957 crop or (b) 90 per
6 centum of the parity price."

Passed the House of Representatives June 3, 1957.

Attest:

RALPH R. ROBERTS,

Clerk.

900 VCS

The following table shows the results of the tests conducted on the various samples of the material.

Table 1

Results of tests conducted on the various samples of the material.

85TH CONGRESS
1ST SESSION

H. R. 7259

AN ACT

Relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco.

JUNE 5, 1957

Read twice and referred to the Committee on
Agriculture and Forestry

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued
For actions of

June 17, 1957
June 14, 1957
85th-1st, No. 103

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HIGHLIGHTS: Senate passed mutual security bill. Senate committee ordered reported bills to release extra long staple cotton for stockpile, to modify relation of supports on burley and Virginia tobacco, to exempt certain wheat producers from marketing penalties, and to transfer wheat acreage allotments of lands taken by right of eminent domain. Sen. Smith, N.J., introduced and discussed bills to establish Senior Civil Service, improve employment practices, and create Advisory Council of Health.

HOUSE

1. APPROPRIATIONS. Conferees were appointed on H.R. 6500, the D.C. appropriation bill for 1958 (p. 8109). Senate conferees were appointed June 11.
2. HOUSING. Conferees were appointed on H.R. 6659, the housing bill (p. 8109). Senate conferees were appointed May 29.
3. AREA REDEVELOPMENT. Rep. Lane spoke in favor of legislation to assist local distressed areas in economic redevelopment. pp. 8147-48
4. PERSONNEL. A subcommittee of the Post Office and Civil Service Committee ordered reported S. 1521, to exempt student trainee appointees from the Civil Service provision prohibiting the employment of more than two members of a family in the classified service. p. D531
5. FARM POLICY. The Subcommittee on Agricultural Policy of the Joint Economic Committee announced that it had selected Dr. George E. Brandow as staff economist to conduct its forthcoming study of agricultural policy. p. D532
6. LEGISLATIVE PROGRAM. Rep. McCormack announced that the Consent Calendar will be called Mon., June 17, to be followed during this week with consideration of H.R. 6974, to extend Public Law 480; H.R. 7221, the conference report on the

third supplemental appropriation bill; H.R. 8090, the public works appropriation bill; H.R. 7125, excise tax amendments; S. 469, to extend Federal supervision of Klamath Indians; H.R. 7168, the Federal construction contract procedures bill; and H.R. 3753, to extend loans to homesteaders and desert-land entrymen. p. 8145

7. ADJOURNED until Mon., June 17. p. 8151

SENATE

8. FOREIGN AID. Passed, 57-25, with amendments S. 2130, the mutual security authorization bill. pp. 8171-8260.

Agreed to the following amendments:

Committee amendments (pp. 8171, 8254).

By Sen. Gore, to prohibit loans without firm commitments of repayment and a finding of reasonable prospects for repayment (pp. 8230-1).

By Sen. Fulbright, to authorize the use of \$10 million of funds for assistance to U. S. schools abroad, as amended by Sen. Humphrey's amendment to urge special efforts to utilize Public Law 480 funds for this purpose (pp. 8237-40).

By Sen. Ellender, to require a report to Congress on each financing operation involving the assets of the fund (pp. 8241-2).

By Sen. Javits, to study ways to facilitate travel (p. 8251).

Rejected the following amendments:

By Sen. Morse, 32 to 54, to delete the \$750 million per year borrowing authority of the Development Loan Fund and eliminating technical language making it a revolving fund (pp. 8211-26).

By Sen. Morse, 22 to 61, to require 15 days notice before the President waived requirements of the act for \$100 million of the funds (reduced from \$250 million) (pp. 8226-9, 8230).

By Sen. O'Mahoney, 31 to 53, to require full and current reports of all activities under the law (pp. 8231-7).

By Sen. Ellender, to delete language increasing the limitation on grants to the U. N. technical assistance fund to 45% (pp. 8240-1).

By Sen. Case, to increase the sums earmarked for the sale for foreign currencies of agricultural commodities from \$200 million to \$225 million (pp. 8242-51).

By Sen. Ellender, to require that sums appropriated under the Mutual Security Act be passed in a separate bill and not be included in the Defense Department or other appropriation bill (p. 8254).

9. PEANUTS; COTTON; TOBACCO; WHEAT. The Agriculture and Forestry Committee ordered reported the following bills:

Without amendment, S. 609, deleting the requirement for reports from persons operating peanut picking or threshing machines (p. D530);

Without amendment, H. J. Res. 172, authorizing withdrawal from the stockpile for CCC sale of 50,000 bales of extra-long staple cotton (p. D530);

Without amendment, H.R. 7259, redefining types of Virginia tobaccos (p. D530);

With amendment, S. 959, to exempt from liability producers of wheat to be used for feed or seed on the farm (p. D530);

With amendments, S. 606, permitting the transfer of wheat acreage allotments of lands taken from the farmer by eminent domain (p. D530).

10. HOUSING. The Banking and Currency Committee ordered reported with amendments H.R. 4602, to encourage veterans residential housing in rural areas (major amendment would reduce authorizations for direct loans from \$200 million to \$50 million). p. D530

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued June 18, 1957
For actions of June 17, 1957
85th-1st, No. 104

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HIGHLIGHTS: Senate committee reported bills to modify relation of supports on burley and Virginia tobacco, exempt certain wheat producers from marketing penalties, transfer wheat acreage allotments of lands taken by right of eminent domain, and eliminate requirements for certain peanut reports. Sen. Capehart commended Industrial Uses Commission's report. Sen. Purtell criticized Department's report on Humane slaughter bill. Sen. Humphrey inserted statement on use of food and (see p. 6.)

SENATE

1. PEANUTS; TOBACCO; WHEAT. The Agriculture and Forestry Committee reported the following bills:
Without amendment, S. 609, eliminating the requirement of reports from persons operating peanut picking or threshing machines (S. Rept. 456), p. 8280;
Without amendment, H.R. 7259, to modify the relation of supports on burley and Virginia tobaccos (S. Rept. 457), p. 8280;
With amendment, S. 959, to exempt from marketing penalties producers of wheat used for seed or feed on the farm (S. Rept. 458), p. 8280;
With amendments, S. 606, to permit the transfer of wheat acreage allotments of lands taken from the farmer by right of eminent domain (S. Rept. 459), p. 8280
2. ATOMIC ENERGY. Debated the Statute of the International Atomic Energy Agency. pp. 8267-77, 8343-76, 8382-3, 8384-90
3. RESEARCH. Sen. Capehart commended the report of the Commission on Increased Industrial Uses of Agricultural Products, inserted his bill to expand research activities to discover new uses, and inserted his speech on the subject. pp. 8329-36

4. HUMANE SLAUGHTER. Sen. Purtell urged the passage of humane slaughter legislation and inserted this Department's adverse report on the bill and his letter to Sen. Ellender criticizing it. pp. 8336-7
5. WATER RESOURCES. Sen. Watkins inserted a speech by the Governor of Utah, "A Midcentury Appraisal of Water and Power Needs." pp. 8337-9
6. WATER POLLUTION. Received a Calif. Legislature resolution urging increased efforts to prevent the pollution of the San Francisco Bay area. p. 8278
7. FLOOD CONTROL. Sen. Johnson urged increased spending for flood control and the development of water resources. pp. 8286-7
8. FISCAL POLICY. Sen. Johnson criticized the Administration's monetary and credit policies, which he said deterred local government bodies from borrowing money. p. 8287
9. TAX AMORTIZATION. Sen. Neuberger inserted a letter from an engineer to the President discussing the probable cost of the fast tax writeoff granted the Idaho Power Co. pp. 8376-9
10. FOOD DISTRIBUTION. Sen. Humphrey inserted his statement on the use of food and fiber in our foreign policy. pp. 8383-4

HOUSE

11. BUDGETING. The Government Operations Committee reported without amendment H.R. 8002, to provide for stating appropriation estimates on an accrued expenditure basis (H. Rept. 572). p. 8437
12. ADVISORY COMMITTEES. The Government Operations Committee reported with amendment H.R. 7390, to amend the Administrative Expense Act of 1946 so as to require reports to Congress prior to the establishment of certain advisory committees (H. Rept. 576). p. 8437
13. RESEARCH. Received the report of the President's bipartisan Commission on Increased Industrial Use of Agricultural Products, pursuant to Public Law 540, 84th Congress; to Agriculture Committee. p. 8437
14. APPROPRIATIONS. Conferees were appointed on H.R. 7441, the agricultural appropriation bill for 1958 (Senate conferees were appointed June 11), and H.R. 6070, the independent offices appropriation bill for 1958 (Senate conferees were appointed June 12). p. 8394
15. MEATS. Passed over, at the request of Rep. Marshall, H.R. 7244, to amend the Packers and Stockyards Act of 1921 so as to permit deductions for a self-help meat promotion program. p. 8395
16. PERSONNEL. Passed with amendments S. 601, relative to the charging of interest on deposits in the civil service retirement fund during certain periods of separation from the service. H.R. 3084, a similar bill, was laid on the table. p. 9396
17. CONTRACTS. Passed as reported H.R. 7536, to extend the termination date of title II of the First War Powers Act of 1941 from June 30, 1957 to June 30, 1958. Under title II the President may authorize any department or agency of the Government, which is dealing with national defense, to make contracts

MARKETING QUOTAS AND SUPPORT PRICES FOR CERTAIN KINDS OF TOBACCO

JUNE 17, 1957.—Ordered to be printed

Mr. SCOTT, from the Committee on Agriculture and Forestry,
submitted the following

REPORT

[To accompany H. R. 7259]

The Committee on Agriculture and Forestry, to whom was referred the bill (H. R. 7259) relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco, having considered the same, report thereon with a recommendation that it do pass without amendment.

GENERAL STATEMENT

This bill would—

(1) treat Virginia fire-cured tobacco, type 21, as a separate kind of tobacco for marketing quota purposes (other than the referendum); and

(2) limit price support prescribed for fire-cured, dark air-cured and Virginia sun-cured tobacco by the act of July 28, 1945, to an amount not in excess of the higher of (a) the 1957 level, or (b) 90 percent of parity.

Section 1

The first section of the bill amends section 301 (b) (15) of the Agricultural Adjustment Act of 1938 to provide that beginning with the 1958 crop Virginia fire-cured tobacco, type 21, shall be treated as a "kind" of tobacco for all provisions of title III of the act except section 312 (c), which provides for treating all fire-cured types 21, 22, and 23 as one "kind" of tobacco in a referendum of growers. (The Department of Agriculture advises that type 24, which sec. 301 (b) (15) includes with types 21, 22, and 23 as a single kind of tobacco, is no longer produced.)

Marketing quotas for the 1958 and subsequent crops of Virginia fire-cured tobacco, type 21, would be determined and proclaimed on

the basis of its own supply and demand situation separately from the other fire-cured types. Growers would approve or disapprove the marketing quotas for fire-cured tobacco as a "kind" of tobacco in a combined referendum. As such, two-thirds of all fire-cured growers voting in a referendum must favor marketing quotas before acreage allotments and price supports on any fire-cured tobacco would be effective.

Section 2

Section 2 of the bill amends section 2 of the act of July 28, 1945, Public Law 163, to provide that beginning with the 1958 crop the levels of support for fire-cured, dark air-cured and Virginia sun-cured tobaccos (which are now fixed at a percentage of the burley loan rate) shall not be higher than the level applicable to the 1957 crop or 90 percent of parity, whichever is higher. This eliminates any further increase in support levels for fire-cured, dark air-cured, and Virginia sun-cured tobaccos arising out of increases in the 10-year moving average price of burley tobacco, until such time as 90 percent of the parity price for the particular tobacco exceeds its 1957 support level.

The parity price for Virginia fire-cured, type 21, will be computed separately. Other fire-cured tobacco, types 22 and 23, will be combined in one parity price. Beginning with the 1958 crop, support levels for Virginia fire-cured, type 21, fire-cured, types 22-23, dark air-cured, types 35-36, and Virginia sun-cured, type 37, will be at the 1957 level unless (1) the burley rate drops below its 1957 level, or (2) 90 percent of parity for the particular tobacco rises above its 1957 support level. Support levels for 1957 based on a percentage of the burley rate and 90 percent of parity for these tobaccos are compared below.

Kind and type	Support level based on percentage of 1957 burley rate ¹	90 percent of parity ²
	<i>Cents per pound</i>	<i>Cents per pound</i>
Virginia fire-cured, type 21.....	38.6	34.9
Fire-cured, types 22 and 23.....	38.6	34.6
Dark air-cured, types 35 and 36.....	34.3	29.9
Virginia sun-cured, type 37.....	34.3	32.0

¹ 75 percent of burley rate for fire-cured tobacco, types 21, 22, 23; 66⅔ percent of burley rate for dark air-cured, types 35 and 36, and Virginia sun-cured, type 37.

² According to April 1957, parity index.

DEPARTMENTAL APPROVAL

Following is letter from Department of Agriculture recommending approval of this measure:

DEPARTMENT OF AGRICULTURE,
Washington, D. C., May 22, 1957.

Hon. HAROLD D. COOLEY,
Committee on Agriculture,
House of Representatives.

DEAR CONGRESSMAN COOLEY: This is in reply to your request of May 9, 1957, for a report on H. R. 7259, a bill to amend section 301 of the Agricultural Adjustment Act of 1938, as amended, so as to make Virginia fire-cured tobacco, type 21, a separate kind of tobacco

except for referendum purposes and to amend the act of July 28, 1945 (Public Law 163, 79th Cong., 59 Stat. 506), so as to provide that price support levels for fire-cured, dark air-cured, and sun-cured tobacco shall not be increased above the level prevailing for the 1957 crop by reason of provisions of Public Law 163 which "tie" the support levels for these tobaccos to the burley support level.

As we understand it, this bill is intended to supersede and replace H. R. 5002 upon which we reported March 29, 1957. As we indicated in that report, the separation of Virginia fire-cured tobacco from other fire-cured types for marketing quota purposes, while undesirable from an administrative standpoint, poses no significant administrative problem. The change incorporated in H. R. 7259 under which the separation would not be applicable for referendum purposes is a desirable one. Section 2 of H. R. 5002 provided for reduction of the support level for Virginia fire-cured tobacco to 90 percent of parity rather than a percentage of the burley support level. We indicated in our letter of March 29 that we would consider this a desirable corrective measure provided it was made applicable to other types of fire-cured, dark air-cured and sun-cured tobacco. H. R. 7259 does not provide for this same degree of correction in that the 1957 support level is above 90 percent of parity, with the result that the prospects of placing the dark tobacco support program on a sound basis and of maintaining the export market for these kinds of tobacco will be reduced.

Although we believe that establishing the support level for these kinds of tobacco as a percentage of the burley support level is inherently inconsistent with the modernized parity concept, this bill provides a partial correction in that the possibility of further increases in the support levels because of unrelated supply and demand factors and market conditions is eliminated. Accordingly, the Department would favor passage of the bill.

The Bureau of the Budget advises that there is no objection to the submission of this report.

Sincerely yours,

TRUE D. MORSE, *Acting Secretary.*

CHANGES IN EXISTING LAW

In compliance with subsection (4) of rule XXIX of the Standing Rules of the Senate, changes in existing law made by the bill, as reported, are shown as follows (existing law proposed to be omitted is enclosed in black brackets, new matter is printed in italics, existing law in which no change is proposed is shown in roman):

AGRICULTURAL ADJUSTMENT ACT OF 1938, AS AMENDED

* * * * *

SEC. 301. (a) GENERAL DEFINITIONS * * *

(b) DEFINITIONS APPLICABLE TO ONE OR MORE COMMODITIES.—
For purposes of this title—* * *

(15) "Tobacco" means each one of the kinds of tobacco listed below comprising the types specified as classified in Service and Regulatory Announcement Numbered 118 of the Bureau of Agricultural Economics of the Department:

Flue-cured tobacco, comprising types 11, 12, 13, and 14;

Fire-cured tobacco, comprising types 21, 22, 23, and 24;

Dark air-cured tobacco, comprising types 35 and 36;

Virginia sun-cured tobacco, comprising type 37;

Burley tobacco, comprising type 31;

Maryland tobacco, comprising type 32;

Cigar-filler and cigar-binder tobacco, comprising types 42, 43, 44, 45, 46, 51, 52, 53, 54, and 55;

Cigar-filler tobacco, comprising type 41.

The provisions of this title shall apply to each of such kinds of tobacco severally: *Provided*, That any one or more of the types comprising any such kind of tobacco shall be treated as a "kind of tobacco" for the purposes of this Act if the Secretary finds there is a difference in supply and demand conditions as among such types of tobacco which results in a difference in the adjustments needed in the marketings thereof in order to maintain supplies in line with demand: *Provided further*, That with respect to the 1958 and subsequent crops, type 21 (Virginia) fire-cured tobacco shall be treated as a "kind of tobacco" for the purposes of all of the provisions of this title, except that for the purposes of section 312 (c) of this title, types 21, 22, and 23, fire-cured tobacco shall be treated as one "kind of tobacco".

ACT OF JULY 28, 1945

* * * * *

SEC. Notwithstanding any other provision of law, the Commodity Credit Corporation is authorized and directed, beginning with the 1945 crop, to make available upon any crop of fire-cured, dark air-cured and Virginia sun-cured tobacco, if producers have not disapproved marketing quotas for such tobacco for the marketing year beginning with the calendar year in which such crop is harvested, loans or other price support at, in the case of fire-cured tobacco, 75 per centum of the loan rate for burley tobacco for the corresponding crop and, in the case of dark air-cured and Virginia sun-cured tobacco, at 66½ per centum of such burley tobacco loan rate: *Provided*, That, beginning with the 1958 crop, the levels of support for such kinds of tobacco shall not exceed the higher of (a) the level applicable to the 1957 crop or (b) 90 per centum of the parity price.

○

Calendar No. 464

85TH CONGRESS
1ST SESSION

H. R. 7259

[Report No. 457]

IN THE SENATE OF THE UNITED STATES

JUNE 5, 1957

Read twice and referred to the Committee on Agriculture and Forestry

JUNE 17, 1957

Reported by Mr. SCOTT, without amendment

AN ACT

Relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*
3 That section 301 (b) (15) of the Agricultural Adjustment
4 Act of 1938, as amended, is amended by adding the follow-
5 ing new proviso at the end thereof: *Provided further,*
6 That with respect to the 1958 and subsequent crops, type 21
7 (Virginia) fire-cured tobacco shall be treated as a 'kind
8 of tobacco' for the purposes of all of the provisions of
9 this title, except that for the purposes of section 312 (c) of
10 this title, types 21, 22, and 23, fire-cured tobacco shall be
11 treated as one 'kind of tobacco'."

1 SEC. 2. Section 2 of the Act of July 28, 1945 (59 Stat.
2 506), is amended by adding the following proviso: "*Pro-*
3 *vided*, That, beginning with the 1958 crop, the levels of
4 support for such kinds of tobacco shall not exceed the higher
5 of (a) the level applicable to the 1957 crop or (b) 90 per
6 centum of the parity price."

Passed the House of Representatives June 3, 1957.

Attest:

RALPH R. ROBERTS,

Clerk.

85TH CONGRESS
1ST SESSION

H. R. 7259

[Report No. 457]

AN ACT

Relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco.

JUNE 5, 1957

Read twice and referred to the Committee on
Agriculture and Forestry

JUNE 17, 1957

Reported without amendment

Digest of CONGRESSIONAL PROCEEDINGS

OF INTEREST TO THE DEPARTMENT OF AGRICULTURE

OFFICE OF BUDGET AND FINANCE
(For Department Staff Only)

Issued June 27, 1957
For actions of June 26, 1957
85th-1st, No. 111

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HIGHLIGHTS: (See Page 6).

HOUSE

1. APPROPRIATIONS. Conferees were appointed on H.R. 5189, the Interior appropriation bill for 1958, which includes Forest Service items. Senate conferees were appointed June 24.
Agreed to the conference report on H.R. 6287, the Labor-HEW appropriation bill for 1958. pp. 9323-33
Received conference report on H.R. 6070, the independent offices appropriation bill for 1958 (H. Rept. 648). pp. 9322-24, 9355
2. PEANUTS. The Agriculture Committee reported with amendment H.R. 6764, to amend the act of June 24, 1936, so as to delete the requirement for reports from persons owning or operating peanut picking or threshing machines (H. Rept. 646). p. 9355
3. ADVISORY COMMITTEES. The Rules Committee reported a resolution for consideration of H.R. 7390, to amend the Administrative Expense Act of 1946 so as to establish standards for certain advisory committees. pp. 9333, 9355
4. LANDS; RECLAMATION. The Interior and Insular Affairs Committee ordered reported with amendment H.R. 2147, to provide for the construction by Interior of the San Angelo reclamation project, Tex., H.R. 6940, to authorize Interior to reimburse owners of lands acquired under the Federal reclamation laws for their moving expenses, and H.R. 8054, to provide for the leasing of oil and gas deposits in lands beneath inland navigable waters in Alaska. p. D582

5. FISCAL POLICY. The Joint Economic Committee issued a report on fiscal policy implications of the economic outlook and budget developments (H. Rept. 647). p. 9355
 6. EXPERIMENT STATIONS. Received from this Department the annual report on the State agricultural experiment stations. p. 9355
 7. MONETARY PROBLEMS. Both Houses received a report on the activities of the National Advisory Council on International Monetary and Financial Problems (H. Doc. 200). pp. 9219, 9355
 8. COOPERATIVES. Rep. Becker inserted a newspaper editorial favoring Federal income taxation on cooperative corporations in the same manner as other business corporations. p. 9328
 9. TRANSPORTATION. Passed with amendment H.R. 5728, to modify the general corporate powers and utilization of funds, and increase the borrowing authority of the St. Lawrence Seaway Development Corporation. pp. 9334-49
 10. FOREIGN TRADE. Rep. Lanham criticized the foreign trade policies of the State Department. pp. 9352-53
- SENATE
11. PEANUTS. Passed without amendment S. 609, to repeal the requirement for certain reports from operators of peanut picking or threshing machines. pp. 9266-7
 12. TOBACCO. Passed without amendment H.R. 7259, establishing type 21 Virginia fire cured tobacco as a separate kind of tobacco for marketing quota purposes and limiting its price support level to an amount not in excess of the higher of (a) the 1957 level or (b) 90% of parity. This bill will now be sent to the President. p. 9267
 13. RECREATION. Passed as reported S. 846, to establish a National Outdoor Recreation Resources Review Commission of 15 members, including 8 from Congress and 7 from private life, to develop a national policy for outdoor recreation and encourage recreational uses of national resources. pp. 9270-2
 14. DISASTER RELIEF. Sen. Humphrey urged disaster aid for flood-stricken areas in Minn., and inserted his letter to the Secretary, a news article, and a petition on the flood problem. pp. 9253-7
 15. RESEARCH. Sen. Capehart urged more extended agricultural research and inserted two articles on the uses for farm products. pp. 9262-4
 16. LIVESTOCK. The proposed amendments to S. 1356, to transfer the jurisdiction over unfair trade practices in the meatpacking industry to the FTC, offered by the American Meat Institute, were criticized by Sen. Watkins on the grounds that the Department of Agriculture never issued a cease and desist order to any packer. pp. 9309-11
 17. PRICE SUPPORTS. Received from the Secretary a proposed bill to authorize CCC to acquire title to unredeemed loan collateral without obligation to make equity payments; to Agriculture and Forestry Committee.

The enactment of this measure would not affect the present cost of carrying out the purposes of this act, whereas the full and effective enforcement of the picker and thresher provisions would require additional funds.

THE PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the bill (S. 609) to amend the act of June 24, 1936, as amended (relating to the collection and publication of peanut statistics), to delete the requirement for reports from persons owning or operating peanut picking or threshing machines, and for other purposes, was considered, ordered to be engrossed for a third reading, read the third time, and passed, as follows:

Be it enacted, etc., That the last sentence of section 1 of the act of June 24, 1936 (chap. 745, 49 Stat. 1898; 7 U. S. C. 951), is amended to read as follows: "All reports shall be submitted monthly in each year except as otherwise prescribed by the Secretary."

Sec. 2. Section 2 of said act, as amended (49 Stat. 1899; 52 Stat. 349; 7 U. S. C. 952), is repealed.

Sec. 3. Section 3 of said act as amended (49 Stat. 1899; 52 Stat. 349; 7 U. S. C. 953), is renumbered section 2 and is amended to read as follows:

"It shall be the duty of each warehouseman, broker, cleaner, sheller, dealer, growers' cooperative association, crusher, salter, manufacturer of peanut products, and owner other than the original producer of peanuts to furnish reports, complete and correct to the best of his knowledge, on the quantity of peanuts and peanut oil received, processed, shipped, and owned by him or in his possession. Such reports, when and as requested by the Secretary, shall be furnished within the time prescribed and in accordance with forms provided by him for the purpose. Any person required by this act, or the regulations promulgated thereunder, to furnish reports or information, and any officer, agent, or employee thereof who shall refuse to give such reports or information or shall willfully give answers that are false and misleading, shall be guilty of a misdemeanor, and upon conviction thereof shall be fined not less than \$300 nor more than \$1,000, or imprisoned not more than one year, or be subject to both such fine and imprisonment."

Sec. 4. Sections 4, 5, 6, and 7 of said act (49 Stat. 1899; 7 U. S. C. 954-7) are renumbered sections 3, 4, 5, and 6, respectively.

MARKETING QUOTAS AND PRICE SUPPORTS FOR CERTAIN TOBACCOS

The bill (H. R. 7259) relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco was announced as next in order.

MR. PURTELL. Mr. President, reserving the right to object—although I shall not object—may we have an explanation?

MR. TALMADGE. Mr. President, this bill would make two changes in the marketing quota and price-support law for tobacco.

First, it would make Virginia fire-cured tobacco, type 21, a separate kind of tobacco for marketing quota purposes, but would continue to include it in the same marketing quota referendum with types 22 and 23. The law at present

makes types 21, 22, 23, and 24 a single kind of tobacco; but type 24 is no longer produced. Marketing quotas for the 1958 and subsequent crops of Virginia fire-cured tobacco, type 21, would, under the bill, be determined and proclaimed on the basis of its own supply and demand situation; but growers would approve or disapprove the marketing quotas for all fire-cured tobacco as a "kind" of tobacco in a combined referendum. Two-thirds of all growers of fire-cured tobacco voting in a referendum must favor marketing quotas before acreage allotments and price supports on any fire-cured tobacco would be effective.

Second, the bill would limit price support as prescribed for fire-cured, dark air-cured, and Virginia sun-cured tobacco by the act of July 28, 1945, to an amount not in excess of the higher of first, the 1957 level; or, second, 90 percent of parity. Price support for these tobaccos are now fixed at a percentage of the burley loan rate; and the bill would eliminate any further increase in their support levels arising out of increases in the 10-year moving average price of burley tobacco, until such time as 90 percent of the parity price for the particular tobacco exceeds its 1957 support level.

Enactment of this bill would require no additional expenditure; and could, by reason of holding down support prices, result in some saving to the Government.

In addition to explaining what the bill does, I should like to make clear the purpose of the bill. In providing a separate quota for Virginia fire-cured tobacco, its purpose is to prevent the Virginia allotments from being cut excessively because of rising yields and rising supplies of other fire-cured types of tobacco. In placing a ceiling on the price-support level for the types of tobaccos covered by section 2 of the bill, the purpose is to prevent these types of tobaccos from being priced out of the market. When the price of burley tobacco was fixed on the basis of the old parity formula, the relationships prescribed by the act of July 28, 1945, between the support price for burley and the support price for these other types of tobacco were appropriate. However, since tobacco parity prices are now computed on the modernized parity formula, the moving 10-year average price for burley has resulted in increasing the support price for burley tobacco, and this is resulting in increased support prices for the other types of tobacco which do not truly reflect their demand situations.

MR. PURTELL. I thank the Senator from Georgia.

MR. COOPER. Mr. President, I join the Senator from Georgia in supporting the bill. It has been carefully drawn to help maintain a sound program for the dark leaf tobaccos, which are grown in Kentucky, Tennessee, and Virginia. It provides for a modification of the existing marketing quota and price support provisions for these tobaccos, which would take into account changing conditions and present needs. H. R. 7259 would change existing law in two respects: First, it would treat Virginia fire-cured tobacco, type 21, as a separate kind

of tobacco for marketing-quota purposes, while maintaining as at present a joint referendum for the Virginia and the Kentucky-Tennessee fire-cured tobaccos, types 21, 22, and 23. Second, it would limit price-support levels for fire-cured, dark air-cured, and Virginia sun-cured tobacco to an amount not in excess of the 1957 level or 90 percent of parity, whichever is higher.

Again, as the Senator from Georgia has said, the bill presents an alternative in the case of the price of these tobaccos, which is tied primarily to the support price of burley tobacco.

This bill represents agreement reached by all the parties who are interested in these types of tobacco. It has the approval of the Department of Agriculture, was passed unanimously by the House, and was reported unanimously from the Senate Committee on Agriculture.

I have kept in close touch with Kentucky dark leaf tobacco growers and their associations, with the Kentucky Farm Bureau Federation, with dark tobacco dealers and manufacturers, and with other interested Members of Congress concerning this proposed legislation. I know of no objection raised from any source to this bill. On the contrary, there is general agreement that it is appropriate and timely proposed legislation in the interest of the growers of dark tobacco and the future of the tobacco program.

This is a good bill, and I hope the Senate will pass it.

MR. PRESIDENT, a few minutes ago the Senator from North Carolina [Mr. SCOTT] came to me and said he was called away because of the death of former Governor Cherry, of North Carolina; and the Senator from North Carolina said he wished it to be noted that this bill has his firm support.

MR. PURTELL. Mr. President, I desire to thank the distinguished Senator from Kentucky and also the distinguished Senator from Georgia for the explanations they have given.

We have no objection to the passage of the bill.

THE PRESIDING OFFICER. Is there objection to the present consideration of the bill?

There being no objection, the bill (H. R. 7259) relating to marketing quotas and price supports for fire-cured, dark air-cured, and Virginia sun-cured tobacco was considered, ordered to a third reading, read the third time, and passed.

WEIGHT OF EVIDENCE TO BE GIVEN OF TESTS OF ALCOHOL IN THE BLOOD

The Senate proceeded to consider the bill (S. 969) to prescribe the weight to be given to evidence of tests of alcohol in the blood or urine of persons tried in the District of Columbia for operating vehicles while under the influence of intoxicating liquor, which had been reported from the Committee on the District of Columbia, with amendments, on page 1, line 3, after the word "That", to strike out "if", and insert "(a) if"; on page 2, line 1, after the word "in", to strike out "evidence" and insert

"evidence, based upon a chemical test"; at the beginning of line 3, to strike out "(a)" and insert "(1)"; at the beginning of line 10, to strike out "(b)" and insert "(2)"; in line 19, after the word "liquor", to strike out "and" and insert "or"; at the beginning of line 20, to strike out "(c)" and insert "(3)", and on page 3, after line 2, to strike out:

SEC. 2. (a) Chemical tests: Any person who operates a motor vehicle in the District of Columbia shall be deemed to have given his consent to a chemical test of his blood or urine for the purpose of determining the alcoholic content of his blood or urine: *Provided*, That such test is administered at the direction of a police officer, having reasonable grounds to believe such person to have been driving in an intoxicated condition and in accordance with the rules and regulations established by the Commissioners of the District of Columbia or their designated agent. If such person having been placed under arrest and having thereafter been requested to submit to such chemical test refuses to submit to such chemical test the test shall not be given but the Commissioners or their designated agent shall revoke his license or permit to drive and any nonresident operating privilege: *Provided, however*, That the Commissioners or their designated agent shall grant such person an opportunity to be heard but a license, permit, or nonresident operating privilege may, upon the basis of a sworn report of the police officer that he had reasonable grounds to believe such arrested person to have been driving in an intoxicated condition and that said person had refused to submit to such test, be temporarily suspended without notice pending the determination upon any such hearing, which shall be held within 10 days from date of suspension unless an extension of time be requested by such person. If, as a result of such hearing, it be determined such person did not refuse to submit to such a test, his license or permit and any nonresident operating privilege shall forthwith be restored. The provisions of section 13 of the District of Columbia Traffic Act, 1925, as amended (sec. 40-302, D. C. Code), shall be applicable to revocations under this section.

So as to make the bill read:

Be it enacted, etc., That (a) if as a result of the operation of a vehicle, any person is tried in any court of competent jurisdiction within the District of Columbia for operating such vehicle while under the influence of any intoxicating liquor in violation of section 10 (b) of the District of Columbia Traffic Act, 1925, approved March 3, 1925, as amended (D. C. Code, title 40, sec. 609), and in the course of such trial there is received in evidence, based upon a chemical test, competent proof to the effect that at the time of such operation—

(1) defendant's blood contained five one-hundredths of 1 percent or less, by weight, of alcohol, or that defendant's urine contained eight one-hundredths of 1 percent or less, by weight, of alcohol, such proof shall be deemed prima facie proof that defendant at such time was not under the influence of any intoxicating liquor;

(2) defendant's blood contained more than five one-hundredths of 1 percent, but less than fifteen one-hundredths of 1 percent, by weight, of alcohol, or defendant's urine contained more than eight one-hundredths of 1 percent, but less than twenty one-hundredths of 1 percent, by weight, of alcohol, such proof shall constitute relevant evidence, but shall not constitute prima facie proof that defendant was or was not at such time under the influence of any intoxicating liquor; or

(3) defendant's blood contained fifteen one-hundredths of 1 percent or more, by

weight of alcohol, or defendant's urine contained twenty one-hundredths of 1 percent or more, by weight, of alcohol, such proof shall constitute prima facie proof that defendant at such time was under the influence of intoxicating liquor.

(b) Upon the request of the person who was tested, the results of such test shall be made available to him.

(c) Only a physician acting at the request of a police officer can withdraw blood for the purpose of determining the alcoholic content therein. This limitation shall not apply to the taking of a urine specimen.

(d) The person tested shall be permitted to have a physician of his own choosing administer a chemical test in addition to the one administered at the direction of the police officer.

The amendments were agreed to.

The bill was ordered to be engrossed for a third reading, read the third time, and passed.

DISCLOSURE OF CHARACTER OF CHARITABLE SOLICITATIONS IN THE DISTRICT OF COLUMBIA

The Senate proceeded to consider the bill (H. R. 3400) to provide full and fair disclosure of the character of charitable, benevolent, patriotic, or other solicitations in the District of Columbia, and for other purposes, which had been reported from the Committee on the District of Columbia, with amendments, on page 4, line 1, after the word "the", to insert "financial"; after line 15, to strike out:

(7) to require by regulation that any individual who, as a registrant or as agent or employee of a registrant, desires to solicit shall obtain a solicitor information card, which card shall contain such information and be produced and authenticated in such manner as may be prescribed by regulation; and.

And, in lieu thereof, to insert:

(7) to prescribe by regulation the form of and the information to be contained in the solicitor information cards required by this act, and to prescribe the manner of reproduction and authentication of such cards; and.

On page 5, line 5, after the word "act", to insert "The Commissioners shall, in publishing the results of any such investigation, have power to publish information concerning the officers and members of the governing board of any organization coming within the purview of this act: *Provided*, That such information shall not include membership and contribution lists of any such organization."; on page 6, after line 3, to strike out:

(b) The provisions of subsection (a) of this section and of sections 6 and 7 shall not apply to any person making solicitations (1) solely for religious purposes or (2) exclusively among the membership of the soliciting agency.

After line 7, to strike out:

(c) Whenever any solicitation has been made or is being made or is to be made for religious purposes, but in such manner as, in the opinion of the Commissioners, is intended to give or may give the impression to persons solicited or to the public that the purpose of such solicitation is, in whole or in part, charitable, then the Commissioners, if in their opinion the public interest will be served thereby, shall investi-

gate such solicitation and give publicity to the findings resulting from such investigation in such manner as they may deem to be in the public interest.

After line 17, to insert:

(b) The provisions of this act shall not apply to any person making solicitations, including solicitations for educational purposes, solely for a church or a religious corporation or a corporation or an unincorporated association under the supervision and control of any such church or religious corporation: *Provided*, That such church, religious corporation, corporation or unincorporated association is an organization which has been granted exemption from taxation under the provisions of section 501 of the Internal Revenue Code of 1954: *Provided further*, That such exemption from the provisions of this act shall be in effect only so long as such church, religious corporation, corporation or unincorporated association shall be exempt from taxation under the provisions of section 501 of the Internal Revenue Code of 1954.

On page 7, after line 7, to insert:

(c) The provisions of subsection (a) of this section and sections 5, 6, 7, and 9 shall not apply to any person making solicitations (1) solely for the American National Red Cross or (2) exclusively among the membership of the soliciting agency.

After line 12, to insert:

(d) The Commissioners may by regulation prescribe the terms and conditions under which solicitations in addition to those enumerated in subsection (b) of this section may be exempted from the provisions of subsection (a) of this section and sections 6 and 7: *Provided*, That no exemption granted under authority of this subsection (d) shall exceed for any calendar year \$1,500 in money or property.

On page 8, line 2, after the word "the", to strike out "Commission" and insert "Commissioners"; on page 11, after line 2, to insert:

Sec. 12. (a) No person who is required to obtain a certificate of registration under this act shall, for the purpose of soliciting contributions, use the name of any other person, except that of an officer, director, or trustee of the organization for which contributions are solicited, without the written consent of such other person.

After line 8, to insert:

(b) A person shall be deemed to have used the name of another person for the purpose of soliciting contributions if such latter person's name is listed on any stationery, advertisement, brochure, or correspondence in or by which a contribution is solicited by or on behalf of a charitable organization or his name is listed or referred to in connection with a request for a contribution as one who has contributed to, sponsored, or endorsed the charitable organization or its activities.

After line 17, to insert:

(c) Nothing contained in this section shall prevent the publication of names of contributors without their written consents, in an annual or other periodic report issued by a charitable organization for the purpose of reporting on its operations and affairs to its membership or for the purpose of reporting contributions to contributors.

In line 24, after "Sec.", to strike out "12" and insert "13. (a)"; on page 12, after line 5, to insert:

(b) Prosecutions for violations of this act, or the regulations made pursuant thereto, shall be conducted in the name of

Public Law 85-92
85th Congress, H. R. 7259
July 10, 1957

AN ACT

71 Stat. 284.

Relating to marketing quotas and price supports for fire-cured, dark air-cured,
and Virginia sun-cured tobacco.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That section 301 Tobacco.
(b) (15) of the Agricultural Adjustment Act of 1938, as amended, Marketing
is amended by adding the following new proviso at the end thereof: quotas.
“*Provided further,* That with respect to the 1958 and subsequent crops, 52 Stat. 42.
type 21 (Virginia) fire-cured tobacco shall be treated as a ‘kind of 7 USC 1301.
tobacco’ for the purposes of all of the provisions of this title, except
that for the purposes of section 312 (c) of this title, types 21, 22, and 69 Stat. 558.
23, fire-cured tobacco shall be treated as one ‘kind of tobacco’.” 7 USC 1312 note.
SEC. 2. Section 2 of the Act of July 28, 1945 (59 Stat. 506), is 7 USC 1312 note.
amended by adding the following proviso: “*Provided,* That, beginning
with the 1958 crop, the levels of support for such kinds of tobacco
shall not exceed the higher of (a) the level applicable to the 1957 crop
or (b) 90 per centum of the parity price.”

Approved July 10, 1957.

